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18 REED, and COASTAL PROTECTION  
RANGERS, INC.  
19

20 **UNITED STATES DISTRICT COURT**  
21 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**  
22

23 CORY SPENCER, an individual;  
24 DIANA MILENA REED, an  
individual; and COASTAL  
25 PROTECTION RANGERS, INC., a  
26 California non-profit public benefit  
corporation,

27  
28 Plaintiffs,

CASE NO. 2:16-cv-02129-SJO (RAOx)  
**PLAINTIFFS' NOTICE OF MOTION  
AND MOTION FOR  
ADMINISTRATIVE RELIEF  
PURSUANT TO FRCP 56(d)**

1  
2 v.  
3 LUNADA BAY BOYS; THE  
4 INDIVIDUAL MEMBERS OF THE  
5 LUNADA BAY BOYS, including but  
6 not limited to SANG LEE, BRANT  
7 BLAKEMAN, ALAN JOHNSTON  
8 AKA JALIAN JOHNSTON,  
9 MICHAEL RAE PAPAYANS,  
10 ANGELO FERRARA, FRANK  
11 FERRARA, CHARLIE FERRARA,  
and N. F.; CITY OF PALOS VERDES  
ESTATES; CHIEF OF POLICE JEFF  
KEPLEY, in his representative  
capacity; and DOES 1-10,  
12  
13 Defendants.

Judge: Hon. S. James Otero  
Date:  
Time:  
Crtrm.: 10C

Complaint Filed: March 29, 2016  
Trial Date: November 7, 2017

14 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

15 PLEASE TAKE NOTICE that on September 5, 2017, at 9:00 am, or as soon  
16 thereafter as the matter may be heard, in Courtroom 10C of the above-entitled  
17 Court, the Honorable S. James Otero presiding, Plaintiffs Cory Spencer, Diana  
18 Milena Reed and Coastal Protection Rangers, Inc. (collectively referred to as  
19 "Plaintiffs") will and hereby do move this Court pursuant to Federal Rule of Civil  
20 Procedure 56(d) for an Order denying:

- 21 (a) City of Palos Verdes Estates' and Chief of Police Jeff Kepley's Motion
- 22 for Summary Judgment (ECF No. 268);
- 23 (b) Sang Lee's Motion for Summary Judgment (ECF No. 274);
- 24 (c) Michael Papayans' Motion for Summary Judgment (ECF No. 278);
- 25 (d) Angelo Ferrara's Motion for Summary Judgment (ECF No. 280);
- 26 (e) Allen Johnston's Motion for Summary Judgment (ECF No. 283);
- 27 (f) Brant Blakeman's Motion for Summary Judgment (ECF No. 284);
- 28 (g) Charlie Ferrara's Motion for Summary Judgment (ECF No. 285); and

1 (h) Frank Ferrara's Motion for Summary Judgment (ECF No. 286)

2  
3 Plaintiffs' motion is made on the grounds that, due Defendants' wrongful  
4 withholding of discovery—including withholding discovery that Magistrate Judge  
5 Oliver ordered them to produce—Plaintiffs have not had the opportunity to present  
6 the entirety of the factual record in opposition to Defendants' motions. Indeed,  
7 Defendants' basis for summary judgment is a purported lack of evidence; but to  
8 grant summary judgment at this stage would be to reward Defendants' discovery  
9 misconduct. Based on the information Plaintiffs have been able to discover, they  
10 have reason to believe that further formal discovery will lead to the discovery of  
11 additional evidence that will further support denial of Defendants' motions.

12 This Motion is based upon this Notice of Motion and Motion, the  
13 Memorandum of Points and Authorities in Support Thereof, the Declaration of  
14 Samantha Wolff, the pleadings and papers filed herein, and upon such other matters  
15 as may be presented to the Court at the time of the hearing. This motion is made  
16 following the conference of counsel pursuant to L.R. 7-3. Decl. Wolff, ¶ 26.

17  
18 DATED: August 8, 2017

HANSON BRIDGETT LLP

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21 By: /s/ Samantha Wolff  
22 KURT A. FRANKLIN  
23 LISA M. POOLEY  
24 SAMANTHA D. WOLFF  
25 TYSON M. SHOWER  
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